THE HON'BLE MS JUSTICE G. ROHINI

WRIT PETITION NO.5095 of 2005

Dated 25-10-2005

Between:

Yamparala Khasim Saidulu. ….Petitioner

and

The Superintendent of Police, Guntur District, and two others.

….Respondents

THE HON'BLE MS JUSTICE G. ROHINI

WRIT PETITION NO.5095 of 2005

ORDER:

Heard both the learned counsel and perused the material on record.

The writ petition is filed seeking to declare the alleged action of the second respondent in harassing the petitioner by interfering with the civil disputes between the petitioner and the third respondent in I.P.No.45 of 2004 on the file of the Additional Senior Civil Judge, Narasaraopet, Guntur District, as arbitrary and illegal.

In pursuance of the Rule Nisi ordered, a counter-affidavit has been filed by the second respondent denying the allegations made by the petitioner and it is categorically stated that at no point of time, the petitioner was called to the police station and was never directed to withdraw the insolvency petition. It is also stated that neither the petitioner nor the third respondent approached the second respondent by way of any complaint with regard to their dispute. Since no complaint has been received against the petitioner from anyone, the question of calling the petitioner to the police station and threatening him to withdraw the said insolvency petition does not arise.

The said version of the second respondent has not been contradicted by the petitioner. Having regard to the averments of the second respondent in his counter-affidavit that no complaint is pending against the petitioner and he (second respondent) is not interfering with the civil disputes as alleged by the petitioner, no further adjudication is necessary in the writ petition.

Accordingly, recording the statement of the second respondent in the counter-affidavit, the writ petition is disposed of. No costs.

(G. ROHINI, J)

Date:25-10-2005

ghn